



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

SORRELLS *et al.*

Appl. No.: 09/550,642

Filed: April 14, 2000

For: **Method and System for Down-
Converting an Electromagnetic
Signal, and Transforms for Same**

Confirmation No.: 9236

Art Unit: 2634

Examiner: Odom, Curtis B.

Atty. Docket: 1744.0920001

Third Supplemental Information Disclosure Statement

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

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Technology Center 2600

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this Fourth Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' Second Supplemental Information Disclosure Statement filed on January 30, 2004 in connection with the above-captioned application.

Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may

not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

Applicants provide the following comments regarding the documents:

Documents AD56, AE56, AA57, and AB57 are co-owned patents which are directed to related subject matter.

Documents AD56, AE56, AA57, AB57, and AI59 were cited in a Notice of Allowance in related U.S. Patent Application No. 09/838,387, filed April 20, 2001, entitled "Method and System for Down-Converting and Up-Converting an Electromagnetic Signal, and Transforms for Same," directed to related subject matter. Also cited in said Notice of Allowance were U.S. Patent Nos. 5,937,013; 6,061,551; and 6,647,250, which have already been cited in the present application.

Document AF56 was cited in an Office Action in related U.S. Patent Application No. 09/567,977, filed May 10, 2000, entitled, "Optical Down-converter Using Universal Frequency Translation Technology," directed to related subject matter.

Documents AG56-AI56, AL23, and AO59 were cited in an Office Action in related U.S. Patent Application No. 09/669,634, filed September 26, 2000, entitled "High Frequency Translator and Method of High Frequency Translation," directed to related subject matter. Also cited in said Office Action were U.S. Patent Nos. 6,049,706; 6,421,534; and 6,560,301, which have already been cited in the present application.

Documents AC57-AF57 were cited in an Office Action in related U.S. Patent Application No. 09/567,978, filed May 10, 2000, entitled "Carrier and Clock Recovery Using Universal Frequency Translation," directed to related subject matter. Also cited in

said Office Action was U.S. Patent No. 5,937,013, which has already been cited in the present application.

Documents AG57 and AH57 were cited in a Notice of Allowance in related U.S. Patent Application No. 10/330,219, filed December 30, 2002, entitled "Methods and Systems for Down-Converting Electromagnetic Signals, and Applications Thereof," directed to related subject matter.

Documents AI57, AA58-AI58, AA59, and AB59 were cited in an Office Action in related U.S. Patent Application No. 09/566,188, filed May 5, 2000, entitled "Integrated Frequency Translation and Selectivity with Gain Control Functionality, and Applications Thereof," directed to related subject matter.

Documents AC59 and AD59 were cited in an Office Action in related U.S. Patent Application No. 09/632,856, filed August 4, 2000, entitled "Wireless Local Area Network (WLAN) Using Universal Frequency Translation Technology Including Multi-Phase Embodiments and Circuit Implementation," directed to related subject matter.

Documents AE59-AG59 were cited in an Office Action in related U.S. Patent Application No. 09/569,044, filed May 10, 2000, entitled "Universal Platform Module and Methods and Apparatuses Relating Thereto Enabled by Universal Frequency Translation Technology," directed to related subject matter. Also cited in said Office Action were U.S. Patent Nos. 2,057,613; 2,241,078; 2,283,575; 2,358,152; 2,410,350; 2,451,430; 2,472,798; 4,653,117; and 5,241,561, which have already been cited in the present application.

Document AH59 was cited in an Office Action in related U.S. Patent Application No. 10/289,377, filed November 7, 2002, entitled "Method and Apparatus for Reducing

DC Offsets in a Communication System," directed to related subject matter. Also cited in said Office Action were U.S. Patent Nos. 5,471,665; 5,793,817; and 5,898,912, which have already been cited in the present application.

Documents AA60 and AB60 were cited in an Office Action in related U.S. Patent Application No. 09/525,185, filed March 14, 2000, entitled "Spread Spectrum Applications of Universal Frequency Translation Technology," directed to related subject matter. Also cited in said Office Action were U.S. Patent Nos. 5,339,459; 5,369,789; and 5,937,013, which have already been cited in the present application.

Documents AC60-AF60 were cited in an Office Action in related U.S. Patent Application No. 09/569,045, filed May 10, 2000, entitled "Methods and Apparatuses Relating to a Universal Platform Module and Enabled by Universal Frequency Translation Technology," directed to related subject matter. Also cited in said Office Action were U.S. Patent Nos. 5,339,459 and 5,557,641, which have already been cited in the present application.

Documents AG60-AI60 were cited in an Office Action in related U.S. Patent Application No. 09/590,955, filed June 9, 2000, entitled "Phase-Shifting Applications of Universal Frequency Translation," directed to related subject matter. Also cited in said Office Action was U.S. Patent No. 5,339,459, which has already been cited in the present application.

It is noted that some of these documents could be classified in more than one of the above categories.

This statement should not be construed as a representation that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

Applicants have checked the appropriate boxes below.

- 1. Statement under 37 C.F.R. 1.704(d). Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this information disclosure statement.
- 2. Filing under 37 C.F.R. § 1.97(b). This Information Disclosure Statement is being filed before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No statement or fee is required.
- 3. Filing under 37 C.F.R. § 1.97(c). This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application.
 - a. Statement under 37 C.F.R. § 1.97(e)(1). I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).
 - b. Statement under 37 C.F.R. § 1.97(e)(2). I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).
- c. Attached is our PTO-2038 Credit Card Payment Form in the amount of \$180.00 in payment of the fee under 37 C.F.R. § 1.17(p).

4. Filing under 37 C.F.R. § 1.97(d) This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee. Enclosed find our PTO-2038 Credit Card Payment Form in the amount of \$ _____ in payment of the fee under 37 C.F.R. § 1.17(p); in addition:
- a. Statement under 37 C.F.R. § 1.97(e)(1). I hereby state that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).
- b. Statement under 37 C.F.R. § 1.97(e)(2). I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).
5. The document(s) was/were cited in a search report by a foreign patent office in a counterpart foreign application. Submission of an English language version of the search report that indicates the degree of relevance found by the foreign office is provided in satisfaction of the requirement for a concise explanation of relevance. 1138 OG 37, 38.
6. A concise explanation of the relevance of non-English language document AL23 appears below:
Document AL23 (DE 196 48 915 A1) appears to describe a process of frequency conversion. An English-language translation of document AL23 is enclosed as document AO59.
7. Copies of the documents are enclosed.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

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